

YOUR RIGHTS (Miranda Warning) - Date: 5-06-2016 Time: 12410

Location: BERNICE ST. @ MARICAVE

1. You have the right to remain silent and refuse to answer questions. SDEM
(initials)
2. Anything you do or say may be used against you in a court of law. SDEM
(initials)
3. You have the right to speak with an attorney before any questioning and to have an attorney present during any questioning now or in the future. SDEM
(initials)
4. If you cannot afford an attorney, one will be provided for you without cost. SDEM
(initials)
5. If you decide to answer questions and/or make a statement now without an attorney present, you will still have the right to stop answering at any time. SDEM
(initials)

WAIVER OF RIGHTS

I, STEPHEN D.E. MADER, have read my rights printed above (1-5) and have had them read to me by LT. E. REDISH. I fully understand my rights and have further indicated that understanding by initialing each sentence thereof. I am willing to make a statement and answer questions. I do not want an attorney at this time. I am not under the influence of any medication, drug, or alcohol. I understand and know what I am doing. I have not been threatened in any manner and have not received any promises of any nature. Any statement/s I make will be made freely and voluntarily.

Signature: [Signature] Witnessed: _____

S T A T E M E N T

Page No. 1 of 6 pages - Date: 5-06-16 DOB: 09-24-90
Time: 0417 SS#: _____
PS#:H: _____
W: 304-797-8555

Given by: STEPHEN D.E. MADER / 25 / 200 MUNICIPAL PLAZA
(Name) (Age) (Address)

Taken by: LT. E. REDISH Location: BERNICE @ MARICAVE
(Officer's Name & Title)

STATEMENT CONTINUANCE
SHEETSTATEMENT OF: STEPHEN D.E. MADER
D.O.B: 9-24-1990

I, STEPHEN MADER, WAS IN MY PATROL CAR ON COLLIERS WAY NEAR THE HOSPITAL GOING TOWARD PENN.AVE. AT ABOUT 0245 I GOT A RADIO CALL; A FEMALE CALLING FROM 119 MARIE AVE SAYING I NEED HELP NOW & THE PHONE DISCONNECTED, THE FEMALE WAS REPORTED TO SOUND MYSTERICAL. I RESPONDED TO MARIE AVE. & LOOKED FOR ~~119~~^{SPRM} 119. WHEN I SAW 130 MARIE I PUT MY CRUISER IN REVERSE & BACKED UP. I SAW A BLACK MALE STANDING BY A TAN SEDAN NEAR THE CLOSED DRIVERS DOOR. I ASKED HIM WHERE 119 WAS. HE SAID "IT'S RIGHT HERE", "WHY WHAT'S UP?" I RADIOED DISPATCH THAT I WAS OUT AT 119. I EXITED MY CRUISER. I STARTED WALKING AROUND THE REAR OF THE TAN SEDAN WHEN I NOTICED HE HAD HIS HANDS BEHIND HIS BACK. I TOLD HIM "LET ME SEE YOUR HANDS". HE SAID "NO I DON'T WANT TO" AS HE WAS BACKING AWAY FROM ME. I TOLD HIM "SHOW ME YOUR FUCKIN HANDS". HE SAID, "WHY YOU GOTTA CUSS AT ME" AS HE CONTINUED BACKING. HE WAS IN THE FRONT YARD OF 119 ON THE SIDEWALK 1/2 WAY BETWEEN THE PORCH AND FRONT BUSHES THAT WERE LIKE A TRIMMED

Am  #31

STATEMENT CONTINUANCE
SHEETSTATEMENT OF: STEPHEN D. E. MAHER
D.O.B: _____

HEDGE ROW ABOUT CHEST HIGH (MY CHEST).
HE TOOK HIS HANDS FROM BEHIND HIS
BACK. I SAW THAT HE HAD A SILVER
PISTOL IN HIS RIGHT HAND. HE WAS
POINTING HIS PISTOL AT THE GROUND IN
FRONT OF HIM AND FLIPPING HIS WRIST, AT FIRST.
~~HE SAID~~ ^{SOLEM} I DREW MY SERVICE PISTOL.
I WAS DRAWN ON HIM. I SAID, "PUT
THE GUN DOWN". HE SAID "I CAN'T" DO
THAT". I SAID "I DON'T WANT TO SHOOT
YOU BROTHER, PUT THE GUN DOWN".
HE SAID TWICE "JUST SHOOT ME". THE
WHOLE TIME THIS IS HAPPENING I AM
BACKING AROUND. THE TRUNK OF THE
TAN SEDAN FOR COVER. I WAS AT THE
PASSENGER REAR FENDER AREA LIKE WHERE
THE GAS DOOR WOULD BE. I WAS TRYING TO
GET MY PORTABLE OUT TO RADIO DISPATCH WITH
MY NON-FIRING HAND (LEFT), WHEN DISPATCH
RADIOED THAT THERE MAY BE A GUN INVOLVED.
I HAD MY RADIO OUT AT THIS TIME. I RADIOED
"I HAVE A GUN HERE". I STARTED TO PUT
MY PORTABLE AWAY. I DROPPED IT AND IT
LANDED NEAR THE REAR TIRE OF THE
TAN SEDAN. THE ONLY LIGHTING I HAD

Ph  #31

STATEMENT CONTINUANCE
SHEETSTATEMENT OF: STEPHEN A.E. MADDER
D.O.B: _____

TO SEE WITH WAS FROM THE STREET LIGHTS
AT THAT TIME, I DON'T HAVE A LIGHT ON
MY PISTOL. IT WAS APPROXIMATELY 10 TO 15 SECONDS
AFTER I RADIOED THAT KUZMA AND BAKER
PULLED UP ON SCENE. I SAW THEIR HEADLIGHTS,
BUT I WAS STILL WATCHING HIM. WHEN
HE ALSO SAW THE OTHER OFFICERS COMING
HE STARTED WALKING TOWARD THE DRIVEWAY.
THE WHOLE TIME HE KEPT REPEATING
JUST SHOOT ME MAN AND SOUNDED CHOKED
UP. WHEN KUZMA AND BAKER PULLED UP
HE STOPPED TALKING, HE STARTED WALKING
TOWARD THE DRIVEWAY. HE WAS NOW
RAISING HIS GUN HIGHER. THE GUN WAS
AT ABOUT MY THIGH TO TORSO AREA. HIS
AIM WAS DAM CLOSE BUT I THINK SLIGHTLY
TO THE LEFT OF ME, IF HE WOULD HAVE
FIRED IT WOULD HAVE BEEN A TORSO
SHOT TO ME. HE WAS WAVING HIS GUN BACK
AND FORTH BETWEEN ME AND KUZMA
AND BAKER. I COULDN'T TELL WHERE
BAKER WAS. I COULD ONLY SEE KUZMA,
BOTH KUZMA AND BAKER WERE SAYING DROP
THE GUN, MULTIPLE TIMES. HE DIDN'T COMPLY
WITH THE ORDERS TO DROP THE GUN. THE

SAE #31

STATEMENT CONTINUANCE
SHEETSTATEMENT OF: STEPHEN D.E. MAUER

D.O.B: _____

MAN WAS FIRST POINTING HIS GUN TOWARD ME. THEN HE WAIVED HIS GUN TOWARD KUZMA, THEN HE BROUGHT HIS AIM BACK TO MY GENERAL AREA. THEN HE TOOK HIS AIM BACK TOWARD KUZMA. THE MAN WAS HOLDING HIS GUN IN ONE HAND ONLY (RIGHT). I COULD TELL KUZMA WAS IN DANGER OF BEING SHOT. I HEARD SHOTS. I COUNTED 4 OR 5 APPROXIMATELY. THE MAN DID NOT GET A SHOT OFF BEFORE HE FELL TO THE GROUND. I HEARD AIR LEAKING FROM A TIRE. BAKER TOLD ME TO CLEAR THE SIDE OF THE HOUSE. WHILE I WENT TO CLEAR THE SIDE OF THE HOUSE I SAW IT WAS THE BACK PASSENGER TIRE OF AN OLDER TAN DODGE DURANGO THAT WAS LEAKING AIR. AFTER I CLEARED THE SIDE OF THE HOUSE, I WENT TO THE FRONT DOOR. I KNOCKED ON THE STORM DOOR AND ANNOUNCED WEIRTON POLICE, THE

MAIN DOOR WAS ALREADY OPEN. A FEMALE CAME TO THE DOOR. SHE SAID SHE WAS BETHANY ~~GILMER~~ ^{GILMER} I OBTAINED HER INFORMATION. SHE TOLD ME THE MAN WAS R. J. WILLIAMS AND HE IS HER BABY'S FATHER. I TOLD HER TO STAY WITH THE BABY AND

Am. J. 7 #31

STATEMENT CONTINUANCE
SHEETSTATEMENT OF: STEPHEN D. E. MAOER

D.O.B: _____

JUST TRY TO CALM DOWN, SHE WAS TRIPPING
OVER HER WORDS AND NOT MAKING MUCH SENSE.
I WENT BACK OUT SIDE TO CHECK ON KUZMA
AND BAKER, AN EMT HAD BEEN CALLED.
BEFORE I MADE CONTACT WITH THE FEMALE IN
THE HOUSE AND WHILE I WAS CLEARING THE
SIDE, I SAW A MAN IN A YELLOW SHIRT
STANDING RIGHT OUTSIDE HIS SIDE DOOR OF
HIS HOUSE. HE ASKED WHAT'S GOING ON? I
TOLD HIM TO GET BACK IN HIS HOUSE, HE
WENT INSIDE & SHUT THE DOOR (HOUSE TO THE
RIGHT OF 119 ON SAME SIDE OF STREET). A
SHORT TIME AFTER, LT. PATTERSON ARRIVED
ON SCENE. THE CHIEF AND DETECTIVES
CAME ON SCENE LATER BUT I DON'T KNOW
WHO CALLED THEM.

Alm #31

05-06-16

STATEMENT TAKEN BY Lt E. P. #5